

MARCH 2, 2022

VIA BOX.COM @ 11:33 PM

Hon. Brian M. Cogan
United States District Court Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

March 2, 2022

*rec in p drive 3/3/22

Re: *Brainwave Science, Inc. v. Arshee, Inc., Farwell, Maison, and Brain Fingerprinting Foundation*

21-cv-4402

Your Honor:

It am writing to withdraw the First Counterclaim by Defendant Farwell (myself) in the original Answer to Complaint dated October 18, 2021. I also withdrew said counterclaim in a letter dated February 28, 2022. However, said letter contained other provisions that were disputed by the Plaintiff, and I have submitted a revised version thereof. Therefore, for clarity at the possible cost of redundancy, I hereby withdraw said First Counterclaim in the original Answer to Complaint dated October 18, 2021.

For the sake of clarity, please note that the new First Counterclaim added in my letter of March 2, 2022 is NOT withdrawn and still stands.

Lawrence A. Farwell

Dr. Lawrence A. Farwell, Defendant

Date: February 28, 2022

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